

PAROWAN CITY COUNCIL MEETING
January 28, 2016
City Council Chambers – 35 E. 100 N. – 6:00 p.m.

MEMBERS PRESENT: Mayor Donald G. Landes, City Councilwoman Vickie Hicks, City Councilmen Alan Adams (via telephone), Ben Johnson, Jay Orton, Steve Thayer, City Attorney Justin Wayment, City Recorder Callie Bassett

MEMBERS ABSENT: City Manager Shayne Scott

PUBLIC PRESENT: JD Frisby (Sunrise Engineering), Jim Shurtleff, Heather Shurtleff, Rachel Wardle, Mark Barton, Marge Ripkin, Mike Abbot, Stacey Carpenter, Ken Carpenter (Parowan PD)

CALL TO ORDER: Mayor Landes called the meeting to order at 6:00 p.m. Mayor Landes excused Mr. Shayne Scott, saying he had to leave unexpectedly for a family emergency.

OPENING CEREMONIES/THOUGHT/PRAYER – STEVE THAYER: Councilman Thayer offered an invocation. He then led the public in the Pledge of Allegiance.

DOES ANYBODY HAVE ANY CONFLICTS OR PERSONAL INTEREST IN ANY MATTER ON THE AGENDA WHICH NEEDS TO BE DECLARED? City Attorney Justin Wayment stated that as the Council discusses the agreement with Paragonah for police coverage he needs everyone to know that he represents both Parowan City and Paragonah.

CONSENT MEETING

APPROVAL OF MINUTES (January 14, 2016 City Council Meeting)

PURCHASE ORDERS/WARRANT REGISTER

Councilwoman Hicks moved to approve the consent agenda. Councilman Thayer said that he had a couple of questions on the warrant register, but will wait and talk with Mr. Scott about them. Councilman Thayer seconded the motion. Hearing no further discussion, all Council members voted in favor of the motion. The motion carried.

ACTION MEETING

PAROWAN CITY GOALS – 2016:

Councilman Orton said these have been discussed a couple of times, and there doesn't appear to be any changes that he could see. He would like to see the item "Airport Engineer Selection" moved up in priority.

Councilman Thayer commented on goal #6, "Town Clean-Up Day". He feels it would be wise for the Council to take a short tour of the City properties, and make sure that the City properties are in order and cleaned up first before they ask residents to clean up their properties. Mayor

Landes thought this was a very good idea and suggested that Mr. Kelly Stones, (Parowan Public Works Superintendent) join them on this tour.

Councilman Johnson said the students have a clean-up day right before they get out of school. He thinks the City should piggy back on that and do it through that same weekend. He would like to get the university students involved also, and give them some projects to do. If we shoot for the same weekend, that would give us a time frame to do this. Councilman Orton said he would like to see this done before Memorial Day.

Councilman Thayer moved to table this item until the next meeting when Mr. Scott can be there to discuss these goals more in depth. Councilman Johnson seconded the motion. All Councilmembers voted in favor of tabling this item.

TRAILS MASTER PLAN:

Mr. JD Frisby with Sunrise Engineering was available to answer questions from the City Council.

Councilwoman Hicks asked if the 5 Mile camp ground is part of this master trail plan, and if so, if it will be taken out of the City's jurisdiction. She said Parowan City currently provides the maintenance, clean up and police protection for 5 Mile. Mr. Frisby said the 5 Mile camp ground is not part of the trails master plan. The master plan is proposed trails based off of the TARP committee's recommendations that they would like to see go in. He said there is a trail coming from the newly constructed penstock down the canyon, but that is as far up the canyon that the plan goes.

Councilman Thayer said he visited with Mr. Steve Decker about the trail by the water tank. Mr. Decker feels it won't take a lot to get that trail in. Mr. Frisby said it wouldn't be hard to get that loop put in, especially if the City just goes with a dirt trail for now and then phases it out (makes improvements) later. This is where he thinks Mr. Scott is leaning towards starting, and then the City can get more ambitious as we go along.

Councilman Johnson said Councilwoman Hicks brought up a good point with the 5 Mile, especially where the City has responsibility for that. There is a trail up to the penstock, but it doesn't continue up the canyon to the 5 Mile. He asked if that should be evaluated and perhaps become part of this trails master plan. Councilwoman Hicks added that the City has a serious financial obligation to the 5 Mile. She's concerned if the City is putting a lot of money into the trails program will it be able to do both, or what will happen to the 5 Mile.

Mayor Landes said that the question is if the City is going to continue with the 5 Mile or not. He said the Forest Service wants the City to put in close to \$100,000 in improvements, which would be great if the City had a lot of money. The Mayor gave a brief history of the campground and the City's involvement with it. He said there is no question there is a lot of work that needs to be done there, and the City needs to determine if the community really wants to use it.

Councilman Johnson said he is ok with the trails master plan as long as the 5 Mile is intentionally left out, and then the City looks at a 5 Mile master plan. He doesn't want to see

anything overlooked. Mayor Landes said this should be taken back to the TARP committee since this is really their responsibility to take a look at and determine what the interest of the community is. He said he agrees with Councilman Johnson, but this is not part of what has been presented to the Council at this point or what they are voting on.

Councilman Johnson asked if the TARP committee met on the suggested changes to the master plan and if they had a recommendation. Councilman Orton said the committee did meet and also wanted to see a couple of changes. Mr. Frisby said he would go over these. One of the things TARP wanted to see added is a plan for some signage for the pedestrian trails in the multi-use areas, those areas where hunting is allowed. This would help with pedestrian protection. Mr. Frisby said this has been added to the design phase on page 19. The TARP committee also wanted to see a disclaimer about sticking with this master plan. This disclaimer is found on page 10. Councilman Orton asked if including this verbiage could have a negative impact on the City. Mr. Frisby didn't think so. He said it gives the City some power and guidelines. He also said the master plan can change in the years to come as the City changes, but for now it gives the City a good starting point.

Councilman Thayer asked how many miles of trails there are. Mr. Frisby said he didn't have that number, but there are a lot of cool trails. He said this will be a big economic boost for the City, especially if they can get the word out for tourism. He said the City can really benefit from trails. He has seen it in other municipalities.

Mr. Frisby said the last change that Councilman Johnson wanted to see was a detail of the asphalt in the design phase. This had been added and gives a contractor or engineer some guidelines on what is expected. Councilman Johnson said what was added is exactly what he was looking for.

Councilman Thayer moved to accept the trails master plan. Councilman Orton seconded the motion. All Council members voted in favor of the motion. The motion carried.

IMPACT FEE RESOLUTION:

Attorney Wayment said that he wrote this resolution for a 6 month time period and includes commercial and industrial impact fees, but not residential impact fees.

Councilman Johnson moved to approve resolution 2016-01-01. Councilwoman Hicks seconded the motion. A roll call vote was taken as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>	<u>Abstain</u>
Councilman Alan Adams	X			
Councilwoman Vickie Hicks	X			
Councilman Ben Johnson	X			
Councilman Jay Orton	X			
Councilman Steve Thayer	X			

All Council members voted in favor of the motion. Resolution 2016-01-01 was approved.

WORK MEETING

AGREEMENT WITH PARAGONAH FOR POLICE COVERAGE:

Mayor Landes asked if Mr. Mark Barton from Paragonah had heard anything new from the County Commissioners. Mr. Barton said he met with the Commissioners on Monday and they said they want to do some more studying to come up with the figures. Mr. Barton said that the numbers that were presented to the County Commissioners were from the Iron County Sheriff's Department. Mr. Barton feels those are the most accurate numbers because the Sheriff's department has provided law enforcement services for them for many years. Mayor Landes said he thinks the City is also waiting on the Commissioners' decision.

Attorney Wayment said he obviously has a conflict, but wanted to let the Council know what he found out. Mr. Wayment said he talked to Mark Gower and Sheriff Gower indicated that in 2015 they had 60 calls to Paragonah, in 2014 they had 80 calls, and in 2013 they had roughly 100 calls. Mr. Wayment asked how long the deputies usually spent on a call. Sheriff Gower said they averaged about 2 hours per call. So for informational purposes, Mr. Wayment took the proposed \$12,500 and divided it by 80 (the average number of calls) which came out to be \$78 an hour per call.

Mr. Wayment asked how many of those calls were site intensive. Sheriff Gower said to the best of his recollection, last year there were 3 site intensive calls. The other calls were minor calls. The Sheriff's department does not patrol Paragonah. Chief Carpenter added that one of the things to keep in mind is that the Sheriff's department's time includes 1 hour of travel time.

Mayor Landes stated that he believes it is this Council's intent is to help Paragonah, but they need to wait on the Commissioners. Mr. Barton said their board would like to go with Parowan City at this time. He said they can't even get explanations on some of the figures that the Commissioners are giving them. Their board has voted to go with Parowan City if the Parowan City Council will support that.

Councilman Johnson said he has a couple of different thoughts on this. He asked if the County is saying the cost is \$40,000 from Paragonah (or whatever their figure is) and that goes away, what will the County have to get rid of. He said he sees this as an opportunity for Parowan if it fits within the capacity of the Police Department to take care of Paragonah.

He said one of the biggest criticisms of government is that we do not do things more like the local businesses, that we don't do things with a business mind. He said he would hate for the City to get into a position where they rely on the dollars coming from Paragonah. If the City were to lose those dollars, he wouldn't want to see the Police Department have to cut back on an officer or a vehicle, etc. He said moving forward, he sees this as an opportunity to provide a level of service different than the level of service Parowan is getting. He is ok with not having Paragonah bear the exact same burden that Parowan is bearing because the level of service is going to be different.

Councilman Johnson said he is not opposed to moving forward with the \$12,500, the cost figure that is out there, as long as Paragonah understands that the City will need to evaluate this down the road. He said the City doesn't know what it is up against or how this is going to work. The Council will need to use the expertise of the Police Chief to see what time they are putting out

and to make sure the City is not subsidizing or capitalizing on this. He wants to make sure the price is cost effective.

Councilwoman Hicks asked Chief Carpenter if some of the calls to Paragonah are just calls on the telephone. Chief Carpenter said one would have to look at the radio log to understand what all those calls were, but a lot of times there are questions that can be answered over the telephone, and those are dispatched as calls. She asked of the three more serious calls that took place last year, did Parowan Police automatically back up the Sheriff's Department. Chief Carpenter said he would have to look at the log, but most likely they did.

Councilwoman Hicks asked Paragonah to explain how they came up with the figure of \$12,500. She said she knows that several years ago there was an opportunity for Parowan to do the same thing and they were offered over \$16,000 at that time. Mr. Barton explained that they got that number from Sheriff Gower of the Sheriff's Department. Mrs. Hicks then asked if that number is negotiable. Mr. Barton said it can be. He said this is new to them as well.

Councilman Adams commented over the phone. He said the Parowan Police Department Budget is over \$500,000 dollars. That works out to be about \$200 per person in Parowan. If you use that same formula, the cost to service Paragonah would be about \$100,000. He said he isn't suggesting we should charge Paragonah that much money, but he said \$12,500 is much too low a price. He said Paragonah has been receiving police protection from the county for practically nothing for many, many years. He said it is time for them to come to the table and pay for some of the services they are receiving.

Chief Carpenter said one thing that the Council needs to keep in mind is when you look at the numbers for Parowan City, they had 3,000 calls for service and did 702 police reports last year. If you compare that to Paragonah they had 90 calls for service and 30 reports. He said what Councilman Adams is talking about is a police force that is dedicated to a community, and that is the difference in the price. If you look at what Paragonah is asking for and what the Sheriff's office has rendered, it is response to calls or strictly reactionary police work. What they are doing here in Parowan is proactive police work. Chief Carpenter said because of our close proximity to Paragonah, we can give them some additional proactive police work, not at the same level that Parowan is going to continue to receive, but they can improve the policing that is being rendered to Paragonah. He said to say that they are receiving \$100,000 worth of service isn't right because they don't have a deputy there 24 hours a day, 7 days a week. That isn't happening.

Councilwoman Hicks spoke up and said that her opinion on that is they are comparing apples to oranges. They aren't really comparing the right things. She said she understands that the numbers say that we are spending \$203 per person. She said she has done her homework and has called several towns around the community, and the cost can range anywhere from \$59 per person to \$143 per person in Cedar City (which included their animal shelter and animal control.) She said she doesn't know that \$12,500 is the right number, but she said we can't base the numbers on the same thing we are doing here in Parowan. She said that's not right.

Councilman Johnson said our best resource is the police officers who were responding there, which is the Sheriff's Department, and they have given the Council a number of \$12,500. He said they could argue that up and down all day, however, they are the experts that deal with that. He said he doesn't think they want to short change themselves. He feels if we go with the \$12,500 number, the City can't sign a 5 year agreement for that amount. He feels Parowan will have to re-evaluate the costs and the impact it has on our Police force. He said Parowan cannot subsidize that service.

Mayor Landes said assuming that the City agrees to do this, he suggested doing an evaluation at the end of one year to see where we stand. Councilman Johnson said we should evaluate at 6 months so no one is caught off guard.

Councilman Thayer asked Chief Carpenter if they have been responding to Paragonah calls under certain conditions. Chief Carpenter said that is correct. He asked what type of calls Parowan responds to. Chief Carpenter said they only respond to emergency calls. Any other call goes to the Sheriff's Department. Councilman Thayer said it makes sense for Parowan to do this because Parowan is 15 miles closer to Paragonah than Cedar City. He said Parowan has a good police force and they provide good service.

Councilman Orton said he shares a lot of the same thoughts as the rest of the Council. He said the biggest concern is to make sure this isn't going to be a financial burden to Parowan. He said that the \$12,500 has been evaluated and he feels a fair job can be done without incurring much additional cost. He said he feels comfortable with evaluating this throughout the year to see how things are progressing.

Mayor Landes said the town board of Paragonah has voted that they want to have Parowan Police provide their law enforcement services. Councilman Orton asked if there will be something on paper that they can review. Attorney Wayment said he wants to get the other numbers and also see how the County broke down their numbers. He feels like there is fluff in some of that. Mr. Wayment said that Sheriff Gower said he put together his numbers based on what he thought was the cost that he incurred for Paragonah town. Attorney Wayment said he will put together an inter-local agreement.

Chief Carpenter said one of the things to keep in mind is that crime doesn't happen uniformly across the year. There are certain times of the year when there are spikes. He said that is the only trouble with evaluating after 6 months. Chief Carpenter said he is able to give the numbers to the Council quarterly if that is what they would like to see. He said they need to keep in mind that there are trends – there is more crime around the 4th of July than on August 1st.

Councilwoman Hicks asked if it will cause any problems with the Sheriff's Department if Parowan goes ahead and steps in to do this. Chief Carpenter said he and Sheriff Gower have talked about this in length. They went to the Paragonah Board together. He said obviously Sheriff Gower doesn't want to give up this jurisdiction or "turf" because those are people that vote for him and he has provided service to for many years. However, he recognizes the position that Paragonah is in with the County and has said that if this is the direction that Paragonah

wants to go, he is fine with that. Chief Carpenter and Sheriff Gower have agreed that they will continue to support each other as they always have.

Councilman Thayer asked the Paragonah Board if they are looking for more proactive police work. Mr. Barton said they aren't right now. They are currently just trying to get into this business and figure out what they need. Mr. Barton said they agree with evaluating the costs after a period of time.

Mayor Landes said this item will be moved to the next action meeting.

CITY OFFICE BUDGET DISCUSSION: The Council agreed to table this item until Mr. Scott can be there to discuss it.

MEMBER REPORTS:

Councilman Thayer didn't have anything to report.

Councilman Orton said he wasn't able to make the Fire Department meeting because he was out of town. He said that TARP has been well covered by Mr. Frisby.

Councilwoman Hicks said she met with Alice Heidenreich and walked all over the fairgrounds. She said she thinks the City is going to see a lot of great improvements out there. They are looking forward to seeing what the student from SUU comes up with for the fairgrounds master plan. Councilman Johnson added that they have pulled in four more students to work on that project. Mrs. Hicks said that Mrs. Joyce Evans has already been allotted monies from the County for improvements to the arena area. She also said that the within the next year or so the grandstands will have to come down before they fall down.

Councilwoman Hicks said that the Planning and Zoning Board did not meet last week, but she did meet with PAAL and she has lots of questions about how they operate and how their budget works.

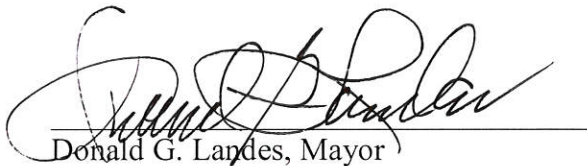
Councilman Adams apologized that he wasn't able to hear the discussions very well over the phone. He asked that Mr. Scott call Reed Erickson on the Paragonah issue. Mr. Erickson did a study on the Paragonah policing situation, and that is the reason the County is struggling with the \$12,500 number. Mr. Erickson's numbers are very different than the Sheriff's numbers. He said the Council needs to get the facts and make a good decision based on factual information. He feels the report from Mr. Erickson should come into the Council's discussion because of his in depth study of the costs.

Councilman Johnson said he was able to go up with the Youth Council to the "Day at the Legislature". There were 13 students who were able to go. Councilman Johnson said they have an outstanding Youth Council this year. They participated in a mock debate on officer worn cameras. He said it was interesting to hear the point of view from the students' perspective. They were also able to visit with Senator Vickers and Representative Last. They also met with the folks from the Utah League of Cities and Towns. They talked about their anticipation of a

6.5% growth in sales tax over the upcoming year. The forecasting models for economics are looking well in that direction.

PUBLIC COMMENT: There were no comments from the public. However, Chief Carpenter advised the Council that Officer Talbot has tendered his resignation. His last day will be February 6th. He is looking at trying to get on with the Millard County Sheriff's Department.

ADJOURNMENT: Councilman Orton moved to adjourn the meeting. Councilwoman Hicks seconded the motion with all Council members voting in favor of the motion. The meeting was adjourned at 7:05 p.m.



Donald G. Landes, Mayor



Callie Bassett, City Recorder